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BRINKS
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Naoki NARUSE, et al.

Appln. No.: 10/815,187

Filed: March 31, 2004

For: INFORMATION PROCESSING DEVICE AND
PROGRAM

Examiner: Vy, Hung T.

Art Unit: 2163

Attorney Docket No: 9683-185

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450
Sir:

TRANSMITTAL

Attached are:

- ☒ Transmittal (1 pg)(in duplicate); Response to Communication Dated May 30, 2007 (9 pgs); and
- ☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$ _____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$ _____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total	25	Minus	24	1	x \$25=			x \$50=	\$50.00
Indep.	3	Minus	3	0	X100=			x \$200=	0
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	0
					Total	\$		Total	\$50.00

Fee payment:

- ☐ A check in the amount of \$ _____ is enclosed.
- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$50.00. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$ _____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

[Handwritten signature]
Amir N. Penn (Reg. No. 40,767)

June 28, 2007
Date

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as Express Mail EV 924818244 US in an envelope addressed to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

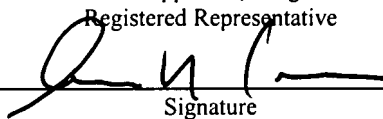
on June 28, 2007

Date of Deposit

Amir N. Penn, Reg. No. 40,767

Name of applicant, assignee or

Registered Representative



Signature

June 28, 2007

Date of Signature

Our Case No. 9683/185

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Naoki NARUSE, et al.

Serial No. 10/815,187

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Group Art Unit No. 2163

RESPONSE TO COMMUNICATION DATED MAY 30, 2007

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on

page 2 of this paper.

Remarks begin on page 6 of this paper.

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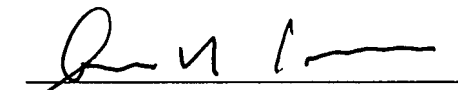
program is installed or what functions are in the software program. Similarly, the Tanaka reference teaches that in order to execute the program, the user must be authorized. Specifically, the registration information checker 12 confirms whether the user is authorized based on two coefficient codes and a timestamp. *See* col. 6, lines 30-49. Again, the authorization is not based on where the software program is installed or what functions are in the software program. Thus, the Tanaka reference fails to teach, or even suggest, the limitations as claimed. Therefore, Applicants contend that the claims as currently presented are patentable over the cited art.

Conclusion

Applicants believe that the newly presented claims are not directed to a different invention. As such, Applicants request reconsideration to find that the Amendment filed on March 8, 2007 is responsive to the Office Action. In the event the Examiner maintains his position that the newly presented claims are directed to a different invention, Applicants present new claim 29, which is identical to originally presented claim 1, and provisionally elect new claim 29 with traverse. Applicants have further presented the argument above (similar to the argument in the response filed on March 8, 2007) directed to claim 29.

If any questions arise or issues remain, the Examiner is invited to contact the undersigned at the number listed below in order to expedite disposition of this application.

Respectfully submitted,


Amir N. Penn
Registration No. 40,767
Attorney for Applicant

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